

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

JAMES MOSLEY,

Plaintiff,

v.

BANK OF AMERICA,  
BRIAN YOUNG, Epic Settlement  
Manager,  
KENNETH BENNETT, Bank of America  
Manager,

Defendants.

CIVIL ACTION

NO. 23-30

**ORDER**

AND NOW, this 7th day of August, 2023, upon consideration of Plaintiff James Mosley's *pro se* Amended Complaint (ECF No. 7) and his "Motion to Leave to Amend" (ECF No. 8), it is **ORDERED** that:

1. The Clerk of Court is **DIRECTED** to change the docket to reflect that ECF No. 8 is an Exhibit and terminate the entry as a Motion.

2. The Amended Complaint (ECF No. 7) is **DISMISSED IN PART WITH PREJUDICE AND IN PART WITHOUT PREJUDICE** as follows:

a. All federal law claims are **DISMISSED WITH PREJUDICE** for failure to state a claim pursuant to 28 U.S.C. § 1915(e)(2)(B)(ii).

b. All state law claims are **DISMISSED WITHOUT PREJUDICE** for lack of subject matter jurisdiction.

3. The Clerk of Court is **DIRECTED** to **CLOSE** this case.

**BY THE COURT:**

/s/ Hon. Kelley B. Hodge

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**KELLEY B. HODGE, J.**